

RECEIVED
CENTRAL FAX CENTER

OCT 25 2005

PTO/SB/17 (12-04v2)

Approved for use through 07/31/2006. OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

FEE TRANSMITTAL

For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$)

50.00

Complete if Known

Application Number 09/683,185
Filing Date November 29, 2001
First Named Inventor Albert Rabinovich
Examiner Name D. Yee
Art Unit 1742
Attorney Docket No. EH-10417 (04-879)

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify):
☒ Deposit Account Deposit Account Number: 21-0279 Deposit Account Name:

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES | | SEARCH FEES | | EXAMINATION FEES | | Fees Paid (\$) |
|------------------|-------------|-----------------------|-------------|-----------------------|------------------|-----------------------|----------------|
| | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | Fee (\$) | Small Entity Fee (\$) | |
| Utility | 300 | 150 | 500 | 250 | 200 | 100 | |
| Design | 200 | 100 | 100 | 50 | 130 | 65 | |
| Plant | 200 | 100 | 300 | 150 | 160 | 80 | |
| Reissue | 300 | 150 | 500 | 250 | 600 | 300 | |
| Provisional | 200 | 100 | 0 | 0 | 0 | 0 | |

2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)
Each independent claim over 3 (including Reissues)
Multiple dependent claims

| Fee (\$) | Small Entity Fee (\$) |
|---------------------------|-----------------------|
| 50 | 25 |
| 200 | 100 |
| 360 | 180 |
| Multiple Dependent Claims | |
| Fee (\$) | Fee Paid (\$) |

Total Claims 36 Extra Claims Fee (\$)

37 - 20 or HP = 1 x 50 = 50

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims 4 Extra Claims Fee (\$)

4 - 3 or HP = 0 x =

HP = highest number of independent claims paid for, if greater than 3.

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$)

- 100 = / 50 = (round up to a whole number) x =

4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge):

Fees Paid (\$)

SUBMITTED BY

Signature *W. B. Slate* Registration No. 37,238 Telephone 203-777-6628
Name (Print/Type) William B. Slate Date October 25, 2005

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

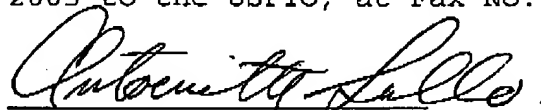
RECEIVED
OIPE/IAP

OCT 26 2005

BACHMAN & LaPOINTE, P.C.REGISTERED PATENT ATTORNEYS
SPECIALIZING IN INTELLECTUAL PROPERTYSUITE 1201
900 CHAPEL STREET
NEW HAVEN, CONNECTICUT 06510-2802RECEIVED
CENTRAL FAX CENTER
OCT 25 2005GREGORY P. LAPOINTE
BARRY L. KELMACHER (ALSO VA BAR)
GEORGE A. COURY (ALSO NY BAR)
WILLIAM B. SLATE (ALSO CA AND DC BARS)
ROSS J. CHRISTIE (ALSO NY BAR)TELEPHONE (203) 777-6628
FAX (203) 865-0297
(203) 789-0582TELECOPIER COVER LETTERTo: USPTOFrom: William B. SlateFAX #: 571-273-8300Date: October 25, 2005Your Ref.: SN 09/683,185Our Ref.: EH-10417 (04-679)Number of Pages including this sheet: 13Confirmation Copy to Follow: Yes XX No

* Comments:

I hereby certify that this correspondence is being faxed this
25th day of October, 2005 to the USPTO, at Fax No. 1-571-273-8300.


Antoinette Sullo

Please acknowledge receipt of this letter by email, telephone,
telefax or telex and advise us if any pages are not readily legible
or have not been received.

The information contained in this communication is confidential, may
be attorney-client privileged, may constitute inside information, and
is intended only for the use of the addressee. Unauthorized use,
disclosure or copying is strictly prohibited and may be unlawful. If
you have received this communication in error, please notify us
immediately and destroy this transmittal.

BACHMAN & LAPOINTE, P.C.
TELEPHONE: (203) 777-6628
TELEFAX : (203) 865-0297

OCT 25 2005

IN THE UNITED STATES PATENT & TRADEMARK OFFICE

| | | | |
|-------------|--|------------|-------------------|
| Applicants: | Rabinovich <i>et al.</i> | Docket No: | EH-10417 (04-679) |
| Serial No: | 09/683,185 | Examiner: | D. Yee |
| Filed: | 29 November 2001 | Art Unit: | 1742 |
| Title: | Method and Apparatus for Heat Treating Material | Date: | October 25, 2005 |

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT UNDER CFR § 1.111

In response to the Office Action dated July 25, 2005, please amend the claims as provided on the following sheets.

10/26/2005 CNGUYEN 00000060 210279 09683185
01 FC:1202 50.00 DA